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CLERK, U.S. DISTRICT COURT  
DISTRICT OF DELAWARE  
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UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

James L. Martin, plaintiff

: Civil Action No. 85-00053-LS

v.

: Jury Trial Demanded

Delaware Law School of Widener University, Inc., Commonwealth of  
Pennsylvania Department of Transportation, Bureau of Traffic Safety  
Operations, et. al., defendants :

**Appellant's Issues to be Presented on Appeal, and  
Appellant's DESIGNATION OF CONTENTS FOR APPENDIX**

I, James L. Martin, certify these issues to be presented on appeal:

a. Should a Rule 60(b) Motion to Reopen be granted where the state fails to honor its own, prior decision relating to eligibility to retain a driver's license, where the driver has no disqualifying driving or medical history?

b. To the extent other entities rely on false or misleading reports relating to a party's good driving and medical history, should a Rule 60(b) Motion to Reopen be granted to effect relief previously prescribed by virtue of a final administrative judgment, but never effected?

c. Does a federal trial judge's prior tenure as a paid employee of a principal party render any of his orders void or voidable, especially in view of his being disqualified from the matter *sub judice* for that conflict, and for no other reason?

**Appellant's DESIGNATION OF CONTENTS FOR APPENDIX**

Relevant docket entries,

Notice of Appeal,

Opinion and Order entered on 6-6-08,

Order entered on 6-30-08,

judicially-noticeable items included as attachments to the Motion to Reopen, filed on 6-20-08, and also referenced in the Motion for Reargument filed on 6-20-08, and

Memorandum Opinion from Commonwealth of Pennsylvania v. James L. Martin, Super. Ct. PA, 2308 Phila. 1983.

DATED: August 12, 2008

BY:

*James L. Martin*  
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CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of **Appellant's  
Issues to be Presented on Appeal, and Appellant's DESIGNATION OF  
CONTENTS FOR APPENDIX** upon the remaining opposing counsel of  
record for the defendants at the following address:

Somers Price, Jr., Esq.; POTTER, ANDERSON & CORROON; P. O. Box  
951; Wilmington, DE 19899

by first-class, postage prepaid mail this 12th day of August 2008.

BY: James L. Martin  
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